

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

1

The Minutes

April 24, 2000

C031508 THE PEOPLE v. FRADIUE (Certified for Partial Publication)
The opinion in the above-entitled matted filed on March 24, 2000, was not certified for publication in the Official Reports. For good cause it now appears that the opinion should be published in the Official Reports and it is so ordered.
 SCOTLAND, P.J.
 Davis, J.
 Hull, J.

April 24, 2000 continued

At 9:32 a.m., the court met in the Library & Courts Building for a continuation of its court calendar session. Present: Blease, Acting Presiding Justice; Davis, Associate Justice; Callahan, Associate Justice; and Rios, Bailiff. Calendar called.

C028069 THE PEOPLE v. SMITH
Cause called. Patricia L. Watkins, court appointed counsel, argued for appellant with additional citations. Judy Kaida, Deputy Attorney General, argued for respondent. Cause submitted.

At 9:50 a.m., court recessed. At 9:55 a.m., court reconvened with Acting Presiding Justice Davis, Associate Justice Nicholson, and Associate Justice Hull.

C029134 THE PEOPLE v. MELONSON
Cause called. Scott Concklin, court appointed counsel, argued for appellant. Brett H. Morgan, Deputy Attorney General, argued for respondent. Cause submitted.

At 10:16 a.m., court recessed. At 10:19 a.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Davis, and Associate Justice Kolkey.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

2

The Minutes

C029929 ZABETIAN v. MEDICAL BOARD OF CALIFORNIA
Cause called. Timothy D. Murphy argued for appellant. Heidi R. Weisbaum, Deputy Attorney General, argued for respondent. Cause submitted.

At 10:43 a.m., court recessed. At 10:46 a.m., court reconvened with Acting Presiding Justice Davis, Associate Justice Morrison, and Associate Justice Callahan.

C030489 THE PEOPLE v. MYERS
Cause called. Eric Weaver, court appointed counsel, argued for appellant. Robert M. Morgester, Deputy Attorney General, argued for respondent. Cause submitted.

At 11:08 a.m., court recessed. At 11:09 a.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Sims, and Associate Justice Davis.

April 24, 2000 continued

C028771 COUNTY OF SACRAMENTO v. MARSHALL et al.
Cause called. Virginia Marshall argued for herself in pro per as appellant. Keith W. Floyd, Deputy County Counsel, argued for respondent. No appearance was made on behalf of appellant James Marshall. Cause submitted.

At 11:21 a.m., court recessed. At 2:00 p.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Morrison, and Associate Justice Callahan.

C031411 BIGNAMI et al. v. CARGILL, Inc., et al.
Cause called. David W. Trotter appeared for appellants. No appearance was made on behalf of respondents. A notice of settlement and stipulation for dismissal was presented and ordered filed.

At 2:01 p.m., court recessed. At 2:04 p.m., court reconvened with Acting Presiding Justice Blease, Associate Justice Davis, and Associate Justice Hull.

C031658 COUNTY OF EL DORADO v. YORK
Cause called. Michael E. Barber argued for appellant. M. J. Hamilton, Deputy Attorney General, argued for respondent. Cause submitted.

3

The judgment is affirmed. Plaintiff's motion for sanctions on appeal is denied. Plaintiff shall recover her costs on appeal.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

4

The Minutes

SIMS, Acting P.J.
We concur: Hull, J.
Kolkey, J.

April 25, 2000

C032589 WONG v. STOCKTON UNIFIED SCHOOL DISTRICT
(Not for Publication)

The judgment is affirmed.
CALLAHAN, J.
We concur: Nicholson, Acting P.J.
Morrison, J.

C032449 THE PEOPLE v. WILLIS
(Not for Publication)

The judgment is affirmed.
BLEASE, Acting P.J.
We concur: Hull, J.
Kolkey, J.

April 25, 2000 continued

C029608 In re KENNETH H.; THE PEOPLE v. KENNETH H.
(Not for Publication)

It is ordered that the opinion filed herein on March 27, 2000, be modified in the following respects:

...

There is no change in the judgment.

The original opinion was not certified for publication in the Official Reports. For good cause it now appears that the opinion should be published in the Official Reports and it is so ordered.

SCOTLAND, P.J.
We concur: Raye, J.
Hull, J.

C033171 In re SCOTT M.; THE PEOPLE v. SCOTT M.
(Not for Publication)

The judgment is modified to award the minor 115 days of credit for time served. As so modified, the judgment is affirmed. The trial court is directed to modify its order of commitment and to forward a certified copy to the appropriate authority.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

5

The Minutes

BLEASE, Acting P.J.
We concur: Hull, J.
Kolkey, J.

C033388 THE PEOPLE v. ORR (Not for Publication)

The judgment is affirmed.
BLEASE, Acting P.J.
We concur: Hull, J.
Kolkey, J.

April 26, 2000

C030980 THE PEOPLE v. DELAROSA

Appellant's petition for rehearing is denied.
BLEASE, Acting P.J.

April 26, 2000 continued

C030826 THE PEOPLE v. PASHENEE (Not for Publication)

The judgment is affirmed.
BLEASE, J.
We concur: Scotland, P.J.
Davis, J.

C033596 In re CARMEN S. et al. (Not for Publication)

The orders of the juvenile court are affirmed.
DAVIS, J.
We concur: Scotland, P.J.
Raye, J.

C032934 THE PEOPLE v. VEGA (Not for Publication)

The matter is remanded to the trial court for further proceedings on victim restitution. The judgment is modified to require defendant to register as a sex offender and to provide for state and county penalty assessments (§ 1464; Gov. Code, § 76000) of \$200 and \$140, respectively, upon the sex offender fine (§ 290.3). The trial court is directed to prepare an amended abstract of judgment to reflect the

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

6

The Minutes

penalty assessments, the sex offender registration order and the amount of victim restitution, when determined, and to forward a certified copy to the Department of Corrections. In all other respects, the judgment is affirmed.

RAYE, Acting P.J.
We concur: Morrison, J.
Kolkey, J.

C33998 In re JOSEF V.; JULIE G. v. MICHAEL B.

(Not for Publication)

The judgment is reversed, and the matter is remanded for further proceedings consistent with this opinion.

DAVIS, J.
We concur: Scotland, P.J.
Raye, J.

April 26, 2000 continued

C032499 In re MICHAEL A.; THE PEOPLE v. MICHAEL A.

(Not for Publication)

The order is modified to reflect the court found the minor violated Penal Code section 594, subdivision (b) (3) in count one of the petition. Otherwise the order of the juvenile court is affirmed.

BLEASE, J.
We concur: Scotland, P.J.
Davis, J.

**C033775 In re OLIVIA W.; DEPARTMENT OF HEALTH AND HUMAN SERVICES
v. CHRISTINA W.**

(Not for Publication)

The order terminating appellant's parental rights is affirmed.

DAVIS, J.
We concur: Scotland, P.J.
Raye, J.

C030229 THE PEOPLE v. ANJIL

(Not for Publication)

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

7

The Minutes

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Davis, J.

Raye, J.

C032635

THE PEOPLE v. WAGNER

(Not for Publication)

The judgment is modified to delete the \$200 fine imposed pursuant to section 1202.45 and to reduce to \$100 the drug program fee imposed pursuant to section 11372.7. As modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting these modifications and to forward a certified copy of the amended abstract to the Director of the Department of Corrections.

SCOTLAND, P.J.

We concur: Blease, J.

Davis, J.

C031860

In re TYLER B.; THE PEOPLE v. TYLER B.

(Not for Publication)

The judgment is affirmed.

RAYE, J.

We concur: Blease, Acting P.J.

Davis, J.

April 26, 2000 continued

C030369

MORRELL v. KATHLEEN CONNELL, as Controller, etc.

(Not for Publication)

The judgment is affirmed.

SCOTLAND, P.J.

We concur: Raye, J.

Morrison, J.

April 27, 2000

C033416

In re DAWN D. et al.; SISKIYOU COUNTY HUMAN SERVICES v. SEAN D. et al.

(Not for Publication)

The orders of the juvenile court are affirmed.

NICHOLSON, J.

We concur: Sims, Acting P.J.

Morrison, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

8

The Minutes

C031392 THE PEOPLE v. VELA. JR. (Not for Publication)
The judgment is affirmed.
 BLEASE, J.
We concur: Scotland, P.J.
 Davis, J.

C032404 THE PEOPLE v. MOOR (Not for Publication)
The judgment is affirmed.
 RAYE, J.
We concur: Scotland, P.J.
 Davis, J.

C031781 THE PEOPLE v. CHANDLER (Not for Publication)
Defendant's conviction and sentence on count 2 are reversed.
Defendant's conviction and sentence on count 5 are affirmed.
 SIMS, Acting P.J.
We concur: Davis, J.
 Morrison, J.

C033553 THE PEOPLE v. MILLER (Not for Publication)
The judgment is affirmed.
 BLEASE, Acting P.J.
We concur: Hull, J.
 Kolkey, J.

April 27, 2000 continued

C032971 FLEMIJNG B. BRUSCINO (Not for Publication)
The judgment (order denying custody change) is affirmed.
 BLEASE, Acting P.J.
We concur: Raye, J.
 Morrison, J.

C031796 THE PEOPLE v. BUNSHI (Not for Publication)
The judgment is affirmed.
 SIMS, Acting P.J.
We concur: Davis, J.
 Morrison, J.

C028787 THE PEOPLE v. LUJAN (Not for Publication)
The judgment is affirmed.
 SCOTLAND, P.J.

9

We concur: Davis, J.
 Morrison, J.